

Subject

L3-1198

CONFIDENTIAL

SECURITY INFORMATION

331

31 January 1952

OGC Has Reviewed

MEMORANDUM FOR: Assistant Deputy Director, Administration

THROUGH : Comptroller

FROM : Office of General Counsel

SUBJECT : Court Leave

1. This memorandum is in answer to your memorandum of 15 January 1952 in which you refer to the case of 00 employees who were paid per diem of \$9.00 while on court leave as witnesses for the government, whereas only \$6.00 per day was then allowable.

2. Section 1823 of Title 28 of the United States Code Annotated formerly provided that government employees be paid per diem not exceeding \$6.00 while serving as witnesses for the government. This section was amended, effective October 25, 1949, and now provides for per diem of not exceeding \$9.00. The case of the 00 employees presumably arose prior to this amendment.

3. In view of the amendment to Section 1823 the situation to which you referred no longer exists and therefore no warning in our Regulations or elsewhere is necessary.

25X1A

[Redacted]
Assistant General Counsel

OGC/JFBM, Jr./imm

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